

Specific Privacy Notice on personal data protection in relation to the processing of Access control

Fusion for Energy processes the personal data in accordance with the Regulation (EC) 45/2001 of the European Parliament and of the Council of 18th December 2000 concerning the protection of individuals with regard to the processing of personal data by the Community institutions and bodies, and on the free movement of such data (the Regulation (EC) 45/2001).

Identity of the Data Controller:

Mr Hans Jahreiss - Head of Administration of Fusion for Energy.

Purposes of the processing operation:

To control the access to F4E premises and to sensitive areas (control of officials, temporary agents, contract agents, SNEs, interims, contractors, trainees, visitors) only for security and safety purposes.

Legal basis:

Council Decision of 27 March 2007 establishing the European Joint Undertaking for ITER and the Development of Fusion Energy and conferring advantages upon it - 2007/198/Euratom in particular Article 6 thereof;

The Statutes annexed to the Council Decision of 27 March 2007 establishing the European Joint Undertaking for ITER and the Development of Fusion Energy and conferring advantages upon it - 2007/198/Euratom in particular Article 10.

Lawfulness of the processing:

In accordance with Article 5 (a) of Regulation (EC) 45/2001, the processing of the personal is necessary for the performance of F4E tasks carried out in the public interest on the basis of the F4E founding instrument and in the legitimate exercise of official authority vested in F4E and in a third party to whom the data are disclosed.

Data Concerned:

Officials, temporary agents, contract agents, SNEs, interims (in the following "staff"), as well as contractors, trainees, visitors

Categories of data:

For staff: they receive a card on which is indicated: access card number, personal number, first name, last name, time of event, identification of access location. The photo printed on the card is taken by the

security officer at that moment and will also be sent to HR to upload it in eHR (see eHR data protection notification F4E_D_23PX3P). The card contains a unique number which is linked to the card holder.

For external visitors, trainees and contractors, : they receive a card, the card holder is identified with the first name, last name, id/passport number, nationality registered during the accreditation at the reception.

Recipients of the data processed:

Head of Corporate Services Unit in his role of F4E Security Coordinator

F4E Security Officer

Responsible Legal officer, Head of legal Service: in case of a dispute

Internal Auditor (for audit purposes)

Court of Auditors (for audit purposes)

European Ombudsman (upon justified request)

Court of Justice of the European Union (upon justified request)

OLAF (upon justified request)

Date when processing starts:

For staff, processing starts when taking up duties and expires at the end of the contract, or when they leave F4E.

For visitors, contractors and trainees the card expires at the end of the respective working day.

Time limits for retention:

Every year, by the end of January y+1, access control data is anonymised.

Right of access and rectification:

(Rights of access, to rectify, to block, to erase, to object)

Right of access: according to Article 13 of Regulation 45/2001, the data subjects have the right of access to their data being processed by contacting the Fusion for Energy Data Controller.

Right of rectification: according to Article 14 of Regulation 45/2001, the data subjects have also a right to rectify their data that are inaccurate or incomplete by contacting the Data Controller at any time.

Right of blocking: according to Article 15 of Regulation 45/2001, the data subjects have also the right to obtain from Data Controller blocking of their data when:

- They contest the accuracy of the data;
- The controller no longer needs them but they need to be maintained for purposes of proof;
- The processing is unlawful and the data subject requests blocking instead of erasure.

Personal data blocked shall only be processed for the purpose of proof (with the consent of the data subject) or for the protection of the rights of a third party.

Right of erasure: according to Article 16 of Regulation 45/2001, the data subjects can request the cancellation of their personal data if they consider that they are subject to an unlawful processing.

Right to object: according to Article 18 of Regulation 45/2001n the data subjects can object the processing of their personal data unless the processing is needed for the purposes of Article 5b) and d) of Regulation 45/2001:

- On legitimate grounds relating to their particular situation
- Before their personal data are disclosed to third parties.

Article 20(1) of Regulation 45/2001 states that the data controller may restrict access to the information/documents to safeguard:

- a) the prevention, investigation, detection and prosecution of criminal offences
- b) any important financial or economic interest of the Member States
- c) the protection of the data subject or the rights of freedoms of others
- d) the national security, public security or defence of the Member States
- e) the monitoring, inspection or regulatory task connected with the exercise of official authority in the cases of a and b.

Common steps for the exercise of any of the above mentioned rights: Any request from a data subject concerning the rights above described should be addressed to the Controller through the following contact e-mail addresses:

Resources-Controller@f4e.europa.eu

DataProtectionOfficer@f4e.europa.eu

The Controller shall provide an answer to the data subject concerning his/her request on the exercise of his/her rights, as defined above, within 10 working days. Any contestation by the data subject to the Controller's reply shall be submitted within 10 working days of the response received and the Controller shall have another 10 working days to provide a replica revising his previous decision or confirming it.

The data subject may put in place the procedure established in article 90 of the Staff Regulations to contest any action of the data controller related to his/her rights.

All data subjects have also right of recourse at any time to the European Data Protection Supervisor: EDPS@edps.europa.eu. The EDPS receives complaints from EU staff members as well as from other people who feel that their personal data have been mishandled by a European institution or body. If a

complaint is admissible, the EDPS usually carries out an inquiry. The findings are communicated to the complainant, and necessary measures are adopted.

In case of dispute, the competent forum to lodge an appeal is that of the Civil Service Tribunal, Rue du Fort Niedergrünwald, L-2925 Luxembourg.